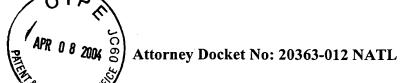
Express Mail Label No. EV312715674US Date of Deposit: April 8, 2004



EXAMINER: Guzo, David

IN THE UNITED STATES PAPERT AND TRADEMARK OFFICE

APPLICANTS: Livingston et al.

SERIAL NUMBER: 10/009,584

FILING DATE: May 21, 2002 ART UNIT 1636

FOR: IDENTIFICATION OF COMPOUNDS THAT MODIFY

TRANSCRIPTIONAL RESPONSES TO HYPOXIA

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Prior to examination of the above-identified patent application, please amend the application as set forth below and consider the following remarks.

Amendments to the Claims are shown in the listing of claims which begins on page 2 of this paper.

Remarks/Conclusion begin on page 3 of this paper.